

SPECIAL CIVIL APPLICATION No 4767 of 1986

For Approval and Signature:

Hon'ble MR.JUSTICE M.S.SHAH

=====

1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?
4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge? : NO

B.V. RATHOD

Versus

REGISTRAR

Appearance:

MR MUKESH D RAVAL for Petitioner
Mr VM PANCHOLI, AGP i/b M/S MG DOSHIT & CO
for Respondent No. 1, 2

CORAM : MR.JUSTICE M.S.SHAH

Date of decision: 13/08/1999

ORAL JUDGEMENT

Mr VM Pancholi, learned AGP states that the petitioner's services were already terminated sometime in 1989. In this view of the matter, the present petition praying for a direction to the respondents to expunge the adverse remarks from the petitioner's Confidential Reports has obviously become infructuous.

Mr Pancholi, however, adds that the petitioner

has also challenged the termination order in Special Civil Application No. 2772 of 1989.

In any view of the matter, considering the averments made in the affidavit in reply dated 25.11.1986 of Mr P.M. Chauhan, the then Secretary to the Government of Gujarat, Legal Department who was at the relevant time District Judge, Surat as well as the affidavit in reply filed by the then Registrar of this Court, there is no substance in this petition.

5. The petition is, therefore, dismissed. Rule is discharged with no order as to costs.

August 13, 1999 (M.S. Shah, J.)

sundar/-